IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.3054 OF 2004
IN
FIRST APPEAL (ST) NO.20514 OF 2004

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OFFICE NOTES, OFFICE MEMORANDUM OF CORAM, APPEARANCES, COURT'S ORDERS OR DIRECTIONS AND REGISTRAR'S ORDERS	COURT'S OR JUDGES ORDERS

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Shri S.S. Deshmukh i/by Pramod N. Patil
for the Applicants.
Shri A.P. Kulkarni for the Respondent.

CORAM : A. S. OKA, J.
DATE : JUNE 15, 2006.

P.C.:

1. Heard the Advocates appearing for the parties. Application is strongly opposed by the Advocate appearing for the Respondent by pointing out that no sufficient cause is made out for condonation of delay and long delay of two years and one month is not explained. In view of averments in paragraph Nos.2,3,4,7 and 8 of the Application, sufficient cause is made out for condonation of delay. However, the Respondent will have to be compensated by ordering payment of costs.

2. Rule is made absolute in terms of

prayer clause (a) subject to condition of the Applicants paying costs of Rs.5,000/- to the Respondent within period of eight weeks from today. Payment of costs will be a condition precedent. Deposit of amount of costs in this Court within the stipulated time will be treated as sufficient compliance with this order.

3. Office is directed to place the First Appeal for admission on appropriate date before the appropriate court.

JUDGE